

REMARKS

Applicant is in receipt of the Office Action mailed August 10, 2005. Claims 43, 57, 59, and 60 have been amended. Claims 51, 58, and 63 have been cancelled. New claim 66 has been added. Claims 43, 44, 46-50, 52-57, and 59-66 are currently pending in the application. Reconsideration of the present case is earnestly requested in light of the following remarks.

Claim Objections

As the Examiner noted, the previous amendment mistakenly added two new claims that were both numbered as claim 64. Applicant appreciates the Examiner re-numbering the second claim 64 as claim 65. The above listing of claims indicates the corrected claim numbering.

Allowed Subject Matter

Independent claims 43, 57, 59, and 60 were rejected under 35 U.S.C. 102(e) as being anticipated by Semenzato, U.S. Patent No. 5,903,728. Applicant respectfully disagrees with these claim rejections and submits that these claims, as previously written, were patentable over the cited art. However, in order to expedite issuance of the patent application, Applicant has amended claims 43, 57, 59, and 60 to recite limitations which the Examiner indicated would render the claims allowable.

Claim 51 was objected to as being dependent upon a rejected base claim, but the Examiner indicated that this claim would be allowable if re-written in independent form, including all of the limitations of independent claim 43. Claim 43 has been amended to include the limitations of claim 51, and claim 51 has been cancelled accordingly. Applicant thus submits that claim 43, and those claims dependent thereon, are allowable.

Independent claim 59 and (newly added) claim 66 are system and method claims, respectively, that are analogous to the amended memory medium claim 43 and recite similar limitations. Applicant thus submits that claims 59 and 66, and those claims dependent thereon, are allowable.

Independent claims 57 and 60 have been amended to recite similar limitations as those recited in claim 43. Applicant thus submits that claims 57 and 60, and those claims dependent thereon, are allowable.

Independent claim 58 has been cancelled.

Applicant thus respectfully submits that all claims are in allowable form.

CONCLUSION

Applicant submits the application is in condition for allowance, and an early notice to that effect is requested.

If any extensions of time (under 37 C.F.R. § 1.136) are necessary to prevent the above referenced application(s) from becoming abandoned, Applicant(s) hereby petition for such extensions. If any fees are due, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel PC Deposit Account No. 50-1505/5150-50800/JCH.

Also enclosed herewith are the following items:

☒ Return Receipt Postcard

Respectfully submitted,



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